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January 13, 2006

BY HAND DELIVERY

The Honorable Kent A. Jordan
United States District Court for the
District of Delaware
J. Caleb Boggs Federal Building
844 North King Street, Room 6100
Lockbox 10
Wilmington, DE 19801

Re: ETS Payphones, Inc. v. Dean Hollis Velazco, et al., Civil Action No. 04-389-KAJ

Dear Judge Jordan:

The parties previously reported to the Court that, after mediation before Magistrate Thyng, this matter had been resolved and that the parties were in the process of working on the settlement papers. While the parties still have an agreement in principle, we have not yet been able to finalize the settlement documents largely as a result of delays in coordinating certain issues that implicate Mexican law.

As this trial is currently scheduled for March 2006, and as the parties do have an agreement in principle, the parties respectfully request that the trial be removed from the Court's calendar, and that the Court grant a continuance of 90 days on all deadlines in the referenced matter so that the parties might (i) effectuate a settlement in principle that has been agreed to, but has been slow to document due to issues of Mexican law that must be coordinated, and (ii) avoid prejudice to the defendants, whose lead counsel is scheduled to begin her maternity leave on January 13, 2006.

YOUNG CONAWAY STARGATT & TAYLOR, LLP

The Honorable Kent A. Jordan

January 13, 2006

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Thank you for your consideration of this matter. The parties are available should Your Honor have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sean M. Beach". The signature is fluid and cursive, with the first name "Sean" and last name "Beach" clearly distinguishable.

Sean M. Beach

cc: Marla Rosoff Eskin, Esq. (by hand delivery)
Jonathan W. Jordan, Esq. (by electronic delivery)